

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2916

To amend title XVIII of the Social Security Act to provide for coverage of a comprehensive health assessment and certain immunizations under part B of the medicare program, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 6, 1993

Mr. BILIRAKIS introduced the following bill; which was referred jointly to the Committees on Ways and Means and Energy and Commerce

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## A BILL

To amend title XVIII of the Social Security Act to provide for coverage of a comprehensive health assessment and certain immunizations under part B of the medicare program, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Older Americans Pre-  
5       ventive Health Act of 1993”.

1 **SEC. 2. MEDICARE COVERAGE OF COMPREHENSIVE**  
2 **HEALTH ASSESSMENT.**

3 (a) IN GENERAL.—Section 1861(s)(2) of the Social  
4 Security Act (42 U.S.C. 1395x(s)(2)) is amended—

5 (1) by striking “and” at the end of subpara-  
6 graph (O);

7 (2) by striking the semicolon at the end of sub-  
8 paragraph (P) and inserting “; and”; and

9 (3) by adding at the end the following new sub-  
10 paragraph:

11 “(Q) comprehensive health assessment (as de-  
12 fined in subsection (oo));”.

13 (b) COMPREHENSIVE HEALTH ASSESSMENT DE-  
14 FINED.—Section 1861 of such Act (42 U.S.C. 1395x) is  
15 amended by adding at the end the following new sub-  
16 section:

17 “COMPREHENSIVE HEALTH ASSESSMENT

18 “(oo)(1) The term ‘comprehensive health assessment’  
19 means a procedure conducted by a primary care physician  
20 (as defined in paragraph (3)) that is provided to an indi-  
21 vidual enrolled under part B who elects to receive coverage  
22 for such assessment (at such time and in such manner  
23 as the Secretary may provide by regulation) and that con-  
24 sists of the following examinations, tests, and procedures:

25 “(A) The taking of a health history.

1           “(B) A physical examination, including an ex-  
2           amination for height, weight, blood pressure, visual  
3           acuity, hearing, and palpation for pre-clinical dis-  
4           ease.

5           “(C) Laboratory and screening procedures, in-  
6           cluding—

7                   “(i) nonfasting total blood cholesterol;

8                   “(ii) fecal occult blood testing, and

9                   “(iii) sigmoidoscopy (in accordance with a  
10           periodicity schedule established by the Sec-  
11           retary).

12           “(D) Counseling services, including counseling  
13           relating to—

14                   “(i) exercise;

15                   “(ii) smoking cessation;

16                   “(iii) substance abuse prevention;

17                   “(iv) injury prevention;

18                   “(v) dental health;

19                   “(vi) prescription drug use;

20                   “(vii) the need to visit eye specialists for  
21           glaucoma testing;

22                   “(viii) diet;

23                   “(ix) in the case of women, the need for  
24           regular mammograms and pap smears; and

1           “(x) in the case of individuals identified as  
2           being at high risk for specific medical condi-  
3           tions, counseling for—

4                   “(I) estrogen replacement therapy,

5                   “(II) aspirin therapy, and

6                   “(III) skin protection from ultraviolet  
7           light.

8           “(2) For purposes of this subsection, the term ‘pri-  
9   mary care physician’ includes a physician (described in  
10 section 1861(r)(1)) who is a family practitioner, general  
11 practitioner, internal medicine specialist, general preven-  
12 tive medicine specialist, obstetrical or gynecological spe-  
13 cialist, pediatrician.”.

14       (c)    AMOUNT OF PAYMENT; WAIVER OF  
15 COPAYMENT.—(1) Section 1833(a)(1) of such Act (42  
16 U.S.C. 1395l(a)(1)) is amended—

17           (A) by striking “1834(h)(1), (M)” and inserting  
18           “1834(h)(1), (N)”;

19           (B) by striking “(r)(2)) and (N)” and inserting  
20           “(r)(2)), (O)”;

21           (C) by striking the semicolon at the end and in-  
22           serting the following: “, and (P) with respect to ex-  
23           penses incurred for a comprehensive health assess-  
24           ment (as described in section 1861(o)), the  
25           amounts paid shall be 100 percent of the reasonable

1 charge for such assessment or the fee schedule  
2 amount determined under section 1848 for such as-  
3 sessment;”.

4 (2) The second to last sentence of section  
5 1866(a)(2)(A) of such Act (42 U.S.C. 1395cc(a)(2)(A))  
6 is amended by inserting after “with the first opinion),”  
7 the following: “with respect to a comprehensive health as-  
8 sessment (as described in section 1861(oo)),”.

9 (d) FINANCING THROUGH INCREASE IN PART B  
10 PREMIUM.—Section 1839 of such Act (42 U.S.C. 1395r)  
11 is amended by adding at the end the following new sub-  
12 section:

13 “(g) Notwithstanding any other provision of this sec-  
14 tion, in the case of an individual enrolled under this part  
15 who elects to receive coverage for a comprehensive health  
16 assessment pursuant to section 1861(oo)(1) for months in  
17 a calendar year, the amount of the monthly premium oth-  
18 erwise applicable to the individual under this section for  
19 months in such year shall be increased by such amount  
20 as the Secretary determines to be necessary to ensure that  
21 the amount of expenditures made under this part during  
22 the year as a result of the enactment of the Older Ameri-  
23 cans Preventive Health Act of 1993 will not exceed the  
24 amount of expenditures that would have been made under

1 this part during the year if such Act had not been enacted  
2 into law.”.

3 (e) EFFECTIVE DATE.—The amendments made by  
4 this sections shall apply to services furnished on or after  
5 January 1, 1994.

6 **SEC. 2. MEDICARE COVERAGE OF CERTAIN IMMUNIZA-**  
7 **TIONS.**

8 (a) IN GENERAL.—Section 1861(s)(10) of the Social  
9 Security Act (42 U.S.C. 1395x(s)(10)) is amended—

10 (1) in subparagraph (A), by striking “; and”  
11 and inserting a comma;

12 (2) in subparagraph (B), by striking the semi-  
13 colon at the end and inserting “, and”; and

14 (3) by adding at the end the following new sub-  
15 paragraph:

16 “(C) such immunizations as the Secretary des-  
17 ignates for prevention or treatment of tuberculosis,  
18 meningococcal meningitis, tetanus, diphtheria, and  
19 such other infectious diseases as the Secretary deter-  
20 mines present a public health problem, furnished to  
21 individuals who, as determined in accordance with  
22 regulations promulgated by the Secretary, are at  
23 high risk of contracting any of such diseases;”.

24 (b) WAIVER OF COPAYMENT.—(1) Section  
25 1833(a)(1)(B) of such Act (42 U.S.C. 1395l(a)(1)(B)) is

1 amended by striking “1861(s)(10)(A)” and inserting  
2 “1861(s)(10)”.

3 (2) The third sentence of section 1866(a)(2)(A) of  
4 such Act (42 U.S.C. 1395cc(a)(2)(A)) is amended by  
5 striking “1861(s)(10)(A)” and inserting “1861(s)(10)”.

6 (c) EFFECTIVE DATE.—The amendments made by  
7 subsections (a) and (b) shall apply to items and services  
8 furnished on or after January 1, 1994.

9 **SEC. 3. ADDITIONAL AUTHORIZATION OF APPROPRIATIONS**  
10 **FOR PROVISION OF EDUCATION AND INFOR-**  
11 **MATION REGARDING CANCER.**

12 Section 408(a)(1) of the Public Health Service Act  
13 (42 U.S.C. 284c(a)(1)) is amended by adding at the end  
14 the following new subparagraph:

15 “(C)(i) Subject to clause (ii), for the purpose of  
16 providing under sections 412 and 413 education and  
17 information regarding cancer to health professionals  
18 and the public, there are authorized to be appro-  
19 priated such sums as may be necessary for each of  
20 the fiscal years 1994 through 1996. The authoriza-  
21 tion of appropriations established in the preceding  
22 sentence is in addition to any other authorization of  
23 appropriations that is available for such purpose.

24 “(ii) In carrying out the purpose described in  
25 clause (i) with amounts appropriated under such

1        clause, the Director of the Cancer Institute shall  
2        give priority to carrying out the purpose with respect  
3        to low-income individuals.”.

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